

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Not yet assigned  
Group Art Unit : Not yet assigned  
Applicants : Ernst Heinz et al.  
Application No. : Not yet assigned  
Filed : Concurrently herewith  
For : NOVEL METHOD FOR THE GENERATION AND  
SELECTION OF TRANSGENIC LINSEED/FLAX  
PLANTS

New York, New York  
January 17, 2002

Hon. Commissioner for Patents  
Washington, D.C. 20231

**STATEMENT IN SUPPORT OF  
SEQUENCE LISTING UNDER 37 C.F.R. § 1.821**

Sir:

In accordance with 37 C.F.R. § 1.821(f), I hereby state that the sequence listing information recorded in computer readable form enclosed herewith is identical to the written sequence listing enclosed herewith.

In accordance with 37 C.F.R. § 1.821(g), I hereby state that the paper copy and the computer readable form of the sequence listing enclosed herewith does not include new matter and is supported by the application as originally filed.

Respectfully submitted,

Karen E. Brown

James F. Haley, Jr. (Reg. No. 27,794)

Elinor K. Shin (Reg. No. 43,117)

Attorney for Applicants

Karen E. Brown (Reg. No. 43,866)

Patent Agent for Applicants

c/o Fish & Neave

1251 Avenue of the Americas

New York, New York 10020-1104

Tel.: (212) 596-9000

Fax.: (212) 596-9090

01/17/02  
JCESE U.S. PTO

VOS-29

Applicant(s) : Ernst Heinz et al.

For : NOVEL METHOD FOR THE GENERATION AND  
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J1002 U.S. PTO  
10/05/2002  
01/17/02

EXPRESS MAIL CERTIFICATION

"Express Mail" mailing label number EL 889410638 US.

Date of Deposit January 17, 2002.

I hereby certify that this transmittal letter and the other papers and fees identified in this transmittal letter as being transmitted herewith are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Hon. Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202.

Lillian Garcia  
Lillian Garcia

Hon. Commissioner  
for Patents  
Washington, D.C. 20231

TRANSMITTAL LETTER FOR RULE 53(b)  
CONTINUING PATENT APPLICATION

Sir:

This is a request for filing a  continuation,  
 divisional, application of pending prior Application  
No. PCT/EP00/06969, (Confirmation No.       ), filed July 20,  
2000.

Transmitted herewith for filing are the  
 specification;  claims;  abstract;  unexecuted declaration;  application data sheet;  Preliminary Amendment;  sequence listing;  substitute Sequence Listing;  computer readable form submission of sequence information;  Statement in Support of Sequence Listing;  Information Disclosure Statement;  Form PTO-1449 (in duplicate);  cited references; for the above-identified patent application.

Also transmitted herewith are:

[X] 9 sheets of:

[ ] Formal drawings.

[X] Informal drawings. Formal drawings will be filed during the pendency of this application.

[ ] Certified copy(ies) of application(s)

\_\_\_\_\_ (country) \_\_\_\_\_ (appln. no.) \_\_\_\_\_ (filed)

from which priority is claimed.

[ ] An assignment of the invention to \_\_\_\_\_

[ ] A check in the amount of \$40.00 to cover the recording fee.

[ ] Please charge \$40.00 to Deposit Account No. 06-1075 in payment of the recording fee. A duplicate copy of this transmittal letter is transmitted herewith.

[ ] An associate power of attorney.

Small entity status is respectfully requested.

The filing fee has been calculated as shown below:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
BASIC FEE				\$370.00
TOTAL CLAIMS	26	- 20 =	6	X \$ 9 = \$ 54.00
INDEPENDENT CLAIMS				1 - 3 = 0 X \$42 = \$
[X] MULTIPLE DEPENDENT CLAIMS				+ \$140 = \$140.00
			TOTAL	<u>\$564.00</u>

- A check in the amount of \$564.00 in payment of the filing fee is transmitted herewith.
- This application is being filed unaccompanied by a filing fee. The appropriate filing fee will be paid in response to a Notice to File Missing Parts, pursuant to 37 C.F.R. § 1.53(f).
- The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.
- Please charge \$\_\_\_\_\_ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

*Karen E. Brown*  
\_\_\_\_\_  
James F. Haley (Reg. No. 27,794)  
Elinor K. Shin (Reg. No. 43,117)  
Attorneys for Applicant  
Karen E. Brown (Reg. No. 43,866)  
Agent for Applicant  
c/o FISH & NEAVE  
Customer No.: 1473  
1251 Avenue of the Americas  
New York, NY 10020-1104  
Tel: (212) 596-9000